

Senate Amendment to
House File 646

H-1682

Amend House File 646, as amended, passed, and
reprinted by the House, as follows:

1. By striking everything after the enacting clause
and inserting:

DIVISION I

FY 2011-2012

<Section 1. DEPARTMENT OF ADMINISTRATIVE SERVICES.

1. There is appropriated from the general fund of
the state to the department of administrative services
for the fiscal year beginning July 1, 2011, and ending
June 30, 2012, the following amounts, or so much
thereof as is necessary, to be used for the purposes
designated, and for not more than the following
full-time equivalent positions:

a. For salaries, support, maintenance, and
miscellaneous purposes:

.....	\$	4,210,319
.....	FTEs	84.18

b. For the payment of utility costs:

.....	\$	2,739,460
.....	FTEs	1.00

Notwithstanding section 8.33, any excess funds
appropriated for utility costs in this lettered
paragraph shall not revert to the general fund of the
state at the end of the fiscal year but shall remain
available for expenditure for the purposes of this
lettered paragraph during the succeeding fiscal year.

c. For Terrace Hill operations:

.....	\$	405,914
.....	FTEs	6.88

d. For the I3 distribution account:

.....	\$	3,328,000
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e. For operations and maintenance of the Iowa
building:

.....	\$	1,018,185
.....	FTEs	4.00

2. Members of the general assembly serving as
members of the deferred compensation advisory board
shall be entitled to receive per diem and necessary
travel and actual expenses pursuant to section 2.10,
subsection 5, while carrying out their official duties
as members of the board.

3. Any funds and premiums collected by the
department for workers' compensation shall be
segregated into a separate workers' compensation
fund in the state treasury to be used for payment of
state employees' workers' compensation claims and
administrative costs. Notwithstanding section 8.33,
unencumbered or unobligated moneys remaining in this
workers' compensation fund at the end of the fiscal

1 year shall not revert but shall be available for
2 expenditure for purposes of the fund for subsequent
3 fiscal years.

4 Sec. 2. REVOLVING FUNDS. There is appropriated
5 to the department of administrative services for the
6 fiscal year beginning July 1, 2011, and ending June
7 30, 2012, from the revolving funds designated in
8 chapter 8A and from internal service funds created
9 by the department such amounts as the department
10 deems necessary for the operation of the department
11 consistent with the requirements of chapter 8A.

12 Sec. 3. FUNDING FOR IOWACCESS.

13 1. Notwithstanding section 321A.3, subsection
14 1, for the fiscal year beginning July 1, 2011, and
15 ending June 30, 2012, the first \$750,000 collected
16 and transferred by the department of transportation
17 to the treasurer of state with respect to the fees
18 for transactions involving the furnishing of a
19 certified abstract of a vehicle operating record under
20 section 321A.3, subsection 1, shall be transferred
21 to the IowAccess revolving fund for the purposes of
22 developing, implementing, maintaining, and expanding
23 electronic access to government records as provided by
24 law.

25 2. All fees collected with respect to transactions
26 involving IowAccess shall be deposited in the IowAccess
27 revolving fund and shall be used only for the support
28 of IowAccess projects.

29 3. For the fiscal year beginning July 1, 2011,
30 and ending June 30, 2012, there is appropriated from
31 the IowAccess revolving fund, to the office of the
32 secretary of state \$75,000 for costs associated with
33 decennial redistricting.

34 Sec. 4. STATE EMPLOYEE HEALTH INSURANCE
35 ADMINISTRATION CHARGE. For the fiscal year beginning
36 July 1, 2011, and ending June 30, 2012, the monthly per
37 contract administrative charge which may be assessed by
38 the department of administrative services shall be \$2
39 per contract on all health insurance plans administered
40 by the department.

41 Sec. 5. AUDITOR OF STATE.

42 1. There is appropriated from the general fund of
43 the state to the office of the auditor of state for the
44 fiscal year beginning July 1, 2011, and ending June
45 30, 2012, subject to subsection 3 of this section, the
46 following amount, or so much thereof as is necessary,
47 to be used for the purposes designated, and for not
48 more than the following full-time equivalent positions:

49 For salaries, support, maintenance, and
50 miscellaneous purposes:

1 \$ 814,921
2 FTEs 103.00

3 2. The auditor of state may retain additional
4 full-time equivalent positions as is reasonable and
5 necessary to perform governmental subdivision audits
6 which are reimbursable pursuant to section 11.20
7 or 11.21, to perform audits which are requested by
8 and reimbursable from the federal government, and
9 to perform work requested by and reimbursable from
10 departments or agencies pursuant to section 11.5A
11 or 11.5B. The auditor of state shall notify the
12 department of management, the legislative fiscal
13 committee, and the legislative services agency of the
14 additional full-time equivalent positions retained.

15 3. The auditor of state shall allocate sufficient
16 resources from the appropriation in this section for
17 the completion of the audit of the comprehensive annual
18 financial report to the extent that it ensures that
19 sufficient audit procedures were followed for the
20 entire fiscal year to satisfy the auditor that revenues
21 and expenditures were recorded properly.

22 Sec. 6. IOWA ETHICS AND CAMPAIGN DISCLOSURE
23 BOARD. There is appropriated from the general fund of
24 the state to the Iowa ethics and campaign disclosure
25 board for the fiscal year beginning July 1, 2011, and
26 ending June 30, 2012, the following amount, or so much
27 thereof as is necessary, for the purposes designated:

28 For salaries, support, maintenance, and
29 miscellaneous purposes, and for not more than the
30 following full-time equivalent positions:

31 \$ 525,000
32 FTEs 5.00

33 Sec. 7. DEPARTMENT OF COMMERCE.

34 1. There is appropriated from the general fund
35 of the state to the department of commerce for the
36 fiscal year beginning July 1, 2011, and ending June 30,
37 2012, the following amounts, or so much thereof as is
38 necessary, for the purposes designated:

39 a. ALCOHOLIC BEVERAGES DIVISION

40 (1) For salaries, support, maintenance, and
41 miscellaneous purposes, and for not more than the
42 following full-time equivalent positions:

43 \$ 1,370,391
44 FTEs 23.00

45 (2) Of the funds appropriated pursuant to this
46 paragraph, up to \$60,000 shall be used to establish
47 and implement a web-based alcohol compliance employee
48 training program for alcoholic beverage sales
49 personnel.

50 (3) Two of the full-time equivalent positions

1 authorized pursuant to subparagraph (1) shall
2 be allocated for purposes associated with the
3 implementation of 2011 Iowa Acts, House File 617.

4 b. PROFESSIONAL LICENSING AND REGULATION BUREAU
5 For salaries, support, maintenance, and
6 miscellaneous purposes, and for not more than the
7 following full-time equivalent positions:
8 \$ 609,353
9 FTEs 12.00

10 2. There is appropriated from the department of
11 commerce revolving fund created in section 546.12
12 to the department of commerce for the fiscal year
13 beginning July 1, 2011, and ending June 30, 2012, the
14 following amounts, or so much thereof as is necessary,
15 for the purposes designated:

16 a. BANKING DIVISION
17 For salaries, support, maintenance, and
18 miscellaneous purposes, and for not more than the
19 following full-time equivalent positions:
20 \$ 8,851,670
21 FTEs 80.00

22 b. CREDIT UNION DIVISION
23 For salaries, support, maintenance, and
24 miscellaneous purposes, and for not more than the
25 following full-time equivalent positions:
26 \$ 1,727,995
27 FTEs 19.00

28 c. INSURANCE DIVISION
29 (1) For salaries, support, maintenance, and
30 miscellaneous purposes, and for not more than the
31 following full-time equivalent positions:
32 \$ 4,983,244
33 FTEs 106.50

34 (2) The insurance division may reallocate
35 authorized full-time equivalent positions as necessary
36 to respond to accreditation recommendations or
37 requirements. The insurance division expenditures
38 for examination purposes may exceed the projected
39 receipts, refunds, and reimbursements, estimated
40 pursuant to section 505.7, subsection 7, including the
41 expenditures for retention of additional personnel,
42 if the expenditures are fully reimbursable and the
43 division first does both of the following:
44 (a) Notifies the department of management, the
45 legislative services agency, and the legislative fiscal
46 committee of the need for the expenditures.
47 (b) Files with each of the entities named in
48 subparagraph division (a) the legislative and
49 regulatory justification for the expenditures, along
50 with an estimate of the expenditures.

1 d. UTILITIES DIVISION

2 (1) For salaries, support, maintenance, and
3 miscellaneous purposes, and for not more than the
4 following full-time equivalent positions:

5 \$ 8,173,069
6 FTEs 79.00

7 (2) The utilities division may expend additional
8 funds, including funds for additional personnel, if
9 those additional expenditures are actual expenses which
10 exceed the funds budgeted for utility regulation and
11 the expenditures are fully reimbursable. Before the
12 division expends or encumbers an amount in excess of
13 the funds budgeted for regulation, the division shall
14 first do both of the following:

15 (a) Notify the department of management, the
16 legislative services agency, and the legislative fiscal
17 committee of the need for the expenditures.

18 (b) File with each of the entities named in
19 subparagraph division (a) the legislative and
20 regulatory justification for the expenditures, along
21 with an estimate of the expenditures.

22 (3) Notwithstanding sections 8.33 and 476.10 or
23 any other provisions to the contrary, any unencumbered
24 or unobligated balance of the appropriation made in
25 this paragraph for the utilities division or any other
26 operational appropriation made for the fiscal year
27 beginning July 1, 2011, and ending June 30, 2012,
28 that remains unused, unencumbered, or unobligated
29 at the close of the fiscal year shall not revert but
30 shall remain available to be used for purposes of the
31 energy-efficient building project authorized under
32 section 476.10B, or for relocation costs in succeeding
33 fiscal years.

34 3. CHARGES. Each division and the office of
35 consumer advocate shall include in its charges
36 assessed or revenues generated an amount sufficient
37 to cover the amount stated in its appropriation and
38 any state-assessed indirect costs determined by the
39 department of administrative services.

40 Sec. 8. DEPARTMENT OF COMMERCE — PROFESSIONAL
41 LICENSING AND REGULATION BUREAU. There is appropriated
42 from the housing trust fund of the Iowa finance
43 authority created in section 16.181, to the bureau of
44 professional licensing and regulation of the banking
45 division of the department of commerce for the fiscal
46 year beginning July 1, 2011, and ending June 30,
47 2012, the following amount, or so much thereof as is
48 necessary, to be used for the purposes designated:

49 For salaries, support, maintenance, and
50 miscellaneous purposes:

1 \$ 62,317
2 Sec. 9. GOVERNOR AND LIEUTENANT GOVERNOR. There is
3 appropriated from the general fund of the state to the
4 offices of the governor and the lieutenant governor for
5 the fiscal year beginning July 1, 2011, and ending June
6 30, 2012, the following amounts, or so much thereof as
7 is necessary, to be used for the purposes designated:
8 1. GENERAL OFFICE
9 For salaries, support, maintenance, and
10 miscellaneous purposes for the general office of the
11 governor and the general office of the lieutenant
12 governor, and for not more than the following full-time
13 equivalent positions:
14 \$ 2,163,492
15 FTEs 21.00
16 2. TERRACE HILL QUARTERS
17 For salaries, support, maintenance, and
18 miscellaneous purposes for the governor's quarters
19 at Terrace Hill, and for not more than the following
20 full-time equivalent positions:
21 \$ 69,533
22 FTEs 0.88
23 Sec. 10. GOVERNOR'S OFFICE OF DRUG CONTROL
24 POLICY. There is appropriated from the general fund
25 of the state to the governor's office of drug control
26 policy for the fiscal year beginning July 1, 2011, and
27 ending June 30, 2012, the following amount, or so much
28 thereof as is necessary, to be used for the purposes
29 designated:
30 For salaries, support, maintenance, and
31 miscellaneous purposes, including statewide
32 coordination of the drug abuse resistance education
33 (D.A.R.E.) programs or similar programs, and for not
34 more than the following full-time equivalent positions:
35 \$ 326,043
36 FTEs 8.00
37 Sec. 11. DEPARTMENT OF HUMAN RIGHTS. There is
38 appropriated from the general fund of the state to
39 the department of human rights for the fiscal year
40 beginning July 1, 2011, and ending June 30, 2012, the
41 following amounts, or so much thereof as is necessary,
42 to be used for the purposes designated:
43 1. CENTRAL ADMINISTRATION DIVISION
44 For salaries, support, maintenance, and
45 miscellaneous purposes, and for not more than the
46 following full-time equivalent positions:
47 \$ 206,103
48 FTEs 7.00
49 2. COMMUNITY ADVOCACY AND SERVICES DIVISION
50 For salaries, support, maintenance, and

1 miscellaneous purposes, and for not more than the
 2 following full-time equivalent positions:
 3 \$ 1,056,792
 4 FTEs 17.00
 5 3. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION
 6 For salaries, support, maintenance, and
 7 miscellaneous purposes, and for not more than the
 8 following full-time equivalent positions:
 9 \$ 1,073,892
 10 FTEs 10.00
 11 The criminal and juvenile justice planning advisory
 12 council and the juvenile justice advisory council
 13 shall coordinate their efforts in carrying out their
 14 respective duties relative to juvenile justice.
 15 Sec. 12. DEPARTMENT OF INSPECTIONS AND
 16 APPEALS. There is appropriated from the general fund
 17 of the state to the department of inspections and
 18 appeals for the fiscal year beginning July 1, 2011, and
 19 ending June 30, 2012, the following amounts, or so much
 20 thereof as is necessary, for the purposes designated:
 21 1. ADMINISTRATION DIVISION
 22 For salaries, support, maintenance, and
 23 miscellaneous purposes, and for not more than the
 24 following full-time equivalent positions:
 25 \$ 1,611,061
 26 FTEs 37.40
 27 2. ADMINISTRATIVE HEARINGS DIVISION
 28 For salaries, support, maintenance, and
 29 miscellaneous purposes, and for not more than the
 30 following full-time equivalent positions:
 31 \$ 553,973
 32 FTEs 23.00
 33 3. INVESTIGATIONS DIVISION
 34 a. For salaries, support, maintenance, and
 35 miscellaneous purposes, and for not more than the
 36 following full-time equivalent positions:
 37 \$ 1,168,639
 38 FTEs 58.50
 39 b. The department, in coordination with the
 40 investigations division, shall provide a report to
 41 the general assembly by January 10, 2012, concerning
 42 the fiscal impact of additional full-time equivalent
 43 positions on the department's efforts relative to the
 44 Medicaid divestiture program under chapter 249F.
 45 4. HEALTH FACILITIES DIVISION
 46 a. For salaries, support, maintenance, and
 47 miscellaneous purposes, and for not more than the
 48 following full-time equivalent positions:
 49 \$ 3,562,739
 50 FTEs 134.75

1 b. The department shall, in coordination with
2 the health facilities division, make the following
3 information available to the public in a timely
4 manner, to include providing the information on the
5 department's internet website, during the fiscal year
6 beginning July 1, 2011, and ending June 30, 2012:

7 (1) The number of inspections conducted by the
8 division annually by type of service provider and type
9 of inspection.

10 (2) The total annual operations budget for the
11 division, including general fund appropriations and
12 federal contract dollars received by type of service
13 provider inspected.

14 (3) The total number of full-time equivalent
15 positions in the division, to include the number of
16 full-time equivalent positions serving in a supervisory
17 capacity, and serving as surveyors, inspectors, or
18 monitors in the field by type of service provider
19 inspected.

20 (4) Identification of state and federal survey
21 trends, cited regulations, the scope and severity of
22 deficiencies identified, and federal and state fines
23 assessed and collected concerning nursing and assisted
24 living facilities and programs.

25 c. It is the intent of the general assembly that
26 the department and division continuously solicit input
27 from facilities regulated by the division to assess and
28 improve the division's level of collaboration and to
29 identify new opportunities for cooperation.

30 5. EMPLOYMENT APPEAL BOARD

31 a. For salaries, support, maintenance, and
32 miscellaneous purposes, and for not more than the
33 following full-time equivalent positions:

34 \$ 42,215
35 FTEs 14.00

36 b. The employment appeal board shall be reimbursed
37 by the labor services division of the department
38 of workforce development for all costs associated
39 with hearings conducted under chapter 91C, related
40 to contractor registration. The board may expend,
41 in addition to the amount appropriated under this
42 subsection, additional amounts as are directly billable
43 to the labor services division under this subsection
44 and to retain the additional full-time equivalent
45 positions as needed to conduct hearings required
46 pursuant to chapter 91C.

47 6. CHILD ADVOCACY BOARD

48 a. For foster care review and the court appointed
49 special advocate program, including salaries, support,
50 maintenance, and miscellaneous purposes, and for not

1 more than the following full-time equivalent positions:
2 \$ 2,794,473
3 FTEs 40.80

4 b. The department of human services, in
5 coordination with the child advocacy board and the
6 department of inspections and appeals, shall submit an
7 application for funding available pursuant to Tit. IV-E
8 of the federal Social Security Act for claims for child
9 advocacy board administrative review costs.

10 c. The court appointed special advocate program
11 shall investigate and develop opportunities for
12 expanding fund-raising for the program.

13 d. Administrative costs charged by the department
14 of inspections and appeals for items funded under this
15 subsection shall not exceed 4 percent of the amount
16 appropriated in this subsection.

17 Sec. 13. DEPARTMENT OF INSPECTIONS AND APPEALS
18 — MUNICIPAL CORPORATION FOOD INSPECTIONS. For the
19 fiscal year beginning July 1, 2011, and ending June 30,
20 2012, the department of inspections and appeals shall
21 retain any license fees generated during the fiscal
22 year as a result of actions under section 137F.3A
23 occurring during the period beginning July 1, 2009, and
24 ending June 30, 2011, for the purpose of enforcing the
25 provisions of chapters 137C, 137D, and 137F.

26 Sec. 14. DEPARTMENT OF INSPECTIONS AND APPEALS —
27 HEALTH CARE FACILITIES INSPECTIONS. Notwithstanding
28 any provision of section 135C.16 to the contrary,
29 inspections of health care facilities that are only
30 state-licensed and not certified under the Medicare
31 or Medicaid programs shall not be inspected by the
32 department of inspections and appeals every thirty
33 months, but only as provided pursuant to sections
34 135C.9 and 135C.38.

35 Sec. 15. DEPARTMENT OF INSPECTIONS AND
36 APPEALS — GENERAL SUPPORT — MEDICAID FRAUD FUND
37 APPROPRIATION. There is appropriated from the Medicaid
38 fraud fund created in section 249A.7 to the department
39 of inspections and appeals for the fiscal year
40 beginning July 1, 2011, and ending June 30, 2012, the
41 following amount, or so much thereof as is necessary,
42 to be used for the purposes designated:

43 For additional health facility surveyors, compliance
44 officers, and residential care facility surveyors:
45 \$ 650,000

46 Sec. 16. DEPARTMENT OF INSPECTIONS AND APPEALS
47 — STATE MATCH REQUIREMENTS — MEDICAID FRAUD FUND
48 APPROPRIATION. There is appropriated from the Medicaid
49 fraud fund created in section 249A.7 to the department
50 of inspections and appeals for the fiscal year

1 beginning July 1, 2011, and ending June 30, 2012, the
2 amounts necessary for the purposes designated:

3 1. To cover the cost of any state match to draw
4 down matching federal funds through the department of
5 human services for additional full-time equivalent
6 positions for conducting investigations of alleged
7 fraud and overpayments of food assistance benefits
8 through electronic benefits transfer.

9 2. For the state financial match requirement
10 for meeting the federal mandates connected with the
11 department's Medicaid fraud and abuse activities, and
12 the amount necessary to cover costs incurred by the
13 department or other agencies in providing regulation,
14 responding to allegations, or other activity involving
15 chapter 1350.

16 Sec. 17. DEPARTMENT OF INSPECTIONS AND APPEALS
17 — LEGISLATIVE IMPLEMENTATION — MEDICAID FRAUD FUND
18 APPROPRIATION. There is appropriated from the Medicaid
19 fraud fund created in section 249A.7 to the department
20 of inspections and appeals for the fiscal year
21 beginning July 1, 2011, and ending June 30, 2012, the
22 following amount, or so much thereof as is necessary,
23 to be used for the purposes designated:

24 For salaries, support, maintenance, miscellaneous
25 purposes, administration, and other costs associated
26 with implementation of 2010 Iowa Acts, chapter 1177:
27 \$ 250,000

28 Sec. 18. DEPARTMENT OF INSPECTIONS AND APPEALS
29 — FOOD ESTABLISHMENT INSPECTIONS. Notwithstanding
30 any contrary provisions of section 137F.3A or other
31 applicable law, if within 90 calendar days of the
32 effective date of this section of this Act a city
33 with a population of not less than 58,900 or more
34 than 59,000 as of the 2010 decennial federal census
35 operating pursuant to a chapter 28E agreement with
36 the department of inspections and appeals to enforce
37 chapters 137C, 137D, and 137F, elects to continue
38 the agreement and the department has determined
39 that the quality of service provided by the contract
40 holder has been acceptable or better, the department
41 shall enter into an agreement with the city for the
42 city to continue such enforcement activity for the
43 food establishments, home food establishments, food
44 processing plants, and hotels located within the city.

45 Sec. 19. RACING AND GAMING COMMISSION.

46 1. RACETRACK REGULATION

47 There is appropriated from the gaming regulatory
48 revolving fund established in section 99F.20 to the
49 racing and gaming commission of the department of
50 inspections and appeals for the fiscal year beginning

1 July 1, 2011, and ending June 30, 2012, the following
2 amount, or so much thereof as is necessary, to be used
3 for the purposes designated:

4 For salaries, support, maintenance, and
5 miscellaneous purposes for the regulation of
6 pari-mutuel racetracks, and for not more than the
7 following full-time equivalent positions:

8 \$ 2,511,440
9 FTEs 28.53

10 2. EXCURSION BOAT AND GAMBLING STRUCTURE REGULATION

11 There is appropriated from the gaming regulatory
12 revolving fund established in section 99F.20 to the
13 racing and gaming commission of the department of
14 inspections and appeals for the fiscal year beginning
15 July 1, 2011, and ending June 30, 2012, the following
16 amount, or so much thereof as is necessary, to be used
17 for the purposes designated:

18 For salaries, support, maintenance, and
19 miscellaneous purposes for administration and
20 enforcement of the excursion boat gambling and gambling
21 structure laws, and for not more than the following
22 full-time equivalent positions:

23 \$ 3,078,100
24 FTEs 44.22

25 Sec. 20. ROAD USE TAX FUND APPROPRIATION —

26 DEPARTMENT OF INSPECTIONS AND APPEALS. There is
27 appropriated from the road use tax fund created in
28 section 312.1 to the administrative hearings division
29 of the department of inspections and appeals for the
30 fiscal year beginning July 1, 2011, and ending June 30,
31 2012, the following amount, or so much thereof as is
32 necessary, for the purposes designated:

33 For salaries, support, maintenance, and
34 miscellaneous purposes:

35 \$ 1,623,897

36 Sec. 21. DEPARTMENT OF MANAGEMENT.

37 1. There is appropriated from the general fund
38 of the state to the department of management for the
39 fiscal year beginning July 1, 2011, and ending June 30,
40 2012, the following amounts, or so much thereof as is
41 necessary, to be used for the purposes designated:

42 For salaries, support, maintenance, and
43 miscellaneous purposes, and for not more than the
44 following full-time equivalent positions:

45 \$ 2,163,998
46 FTEs 25.00

47 2. Of the moneys appropriated in this section, the
48 department shall use a portion for enterprise resource
49 planning, providing for a salary model administrator,
50 conducting performance audits, and for the department's

1 LEAN process.

2 Sec. 22. ROAD USE TAX APPROPRIATION — DEPARTMENT
3 OF MANAGEMENT. There is appropriated from the road use
4 tax fund created in section 312.1 to the department
5 of management for the fiscal year beginning July 1,
6 2011, and ending June 30, 2012, the following amount,
7 or so much thereof as is necessary, to be used for the
8 purposes designated:

9 For salaries, support, maintenance, and
10 miscellaneous purposes:

11 \$ 56,000

12 Sec. 23. DEPARTMENT OF REVENUE.

13 1. There is appropriated from the general fund
14 of the state to the department of revenue for the
15 fiscal year beginning July 1, 2011, and ending June 30,
16 2012, the following amounts, or so much thereof as is
17 necessary, to be used for the purposes designated:

18 For salaries, support, maintenance, and
19 miscellaneous purposes, and for not more than the
20 following full-time equivalent positions:

21 \$ 17,805,459

22 FTEs 303.48

23 2. Of the funds appropriated pursuant to this
24 section, \$400,000 shall be used to pay the direct
25 costs of compliance related to the collection and
26 distribution of local sales and services taxes imposed
27 pursuant to chapters 423B and 423E.

28 3. The director of revenue shall prepare and issue
29 a state appraisal manual and the revisions to the
30 state appraisal manual as provided in section 421.17,
31 subsection 17, without cost to a city or county.

32 Sec. 24. MOTOR VEHICLE FUEL TAX

33 APPROPRIATION. There is appropriated from the motor
34 fuel tax fund created by section 452A.77 to the
35 department of revenue for the fiscal year beginning
36 July 1, 2011, and ending June 30, 2012, the following
37 amount, or so much thereof as is necessary, to be used
38 for the purposes designated:

39 For salaries, support, maintenance, miscellaneous
40 purposes, and for administration and enforcement of the
41 provisions of chapter 452A and the motor vehicle use
42 tax program:

43 \$ 1,305,775

44 Sec. 25. SECRETARY OF STATE.

45 1. There is appropriated from the general fund of
46 the state to the office of the secretary of state for
47 the fiscal year beginning July 1, 2011, and ending June
48 30, 2012, the following amounts, or so much thereof as
49 is necessary, to be used for the purposes designated:

50 For salaries, support, maintenance, and miscellaneous

1 purposes, and for not more than the following full-time
2 equivalent positions:

3 \$ 2,895,585
4 FTEs 45.00

5 2. The state department or state agency which
6 provides data processing services to support voter
7 registration file maintenance and storage shall provide
8 those services without charge.

9 Sec. 26. SECRETARY OF STATE FILING FEES REFUND.

10 Notwithstanding the obligation to collect fees pursuant
11 to the provisions of section 490.122, subsection 1,
12 paragraphs "a" and "s", and section 504.113, subsection
13 1, paragraphs "a", "c", "d", "j", "k", "l", and
14 "m", for the fiscal year beginning July 1, 2011, the
15 secretary of state may refund these fees to the filer
16 pursuant to rules established by the secretary of
17 state. The decision of the secretary of state not to
18 issue a refund under rules established by the secretary
19 of state is final and not subject to review pursuant
20 to chapter 17A.

21 Sec. 27. TREASURER.

22 1. There is appropriated from the general fund of
23 the state to the office of treasurer of state for the
24 fiscal year beginning July 1, 2011, and ending June 30,
25 2012, the following amount, or so much thereof as is
26 necessary, to be used for the purposes designated:

27 For salaries, support, maintenance, and
28 miscellaneous purposes, and for not more than the
29 following full-time equivalent positions:

30 \$ 854,289
31 FTEs 28.80

32 2. The office of treasurer of state shall supply
33 clerical and secretarial support for the executive
34 council.

35 Sec. 28. ROAD USE TAX APPROPRIATION — OFFICE
36 OF TREASURER OF STATE. There is appropriated from

37 the road use tax fund created in section 312.1 to
38 the office of treasurer of state for the fiscal year
39 beginning July 1, 2011, and ending June 30, 2012, the
40 following amount, or so much thereof as is necessary,
41 to be used for the purposes designated:

42 For enterprise resource management costs related to
43 the distribution of road use tax funds:

44 \$ 93,148

45 Sec. 29. IPERS — GENERAL OFFICE. There is
46 appropriated from the Iowa public employees' retirement
47 system fund to the Iowa public employees' retirement
48 system for the fiscal year beginning July 1, 2011, and
49 ending June 30, 2012, the following amount, or so much
50 thereof as is necessary, to be used for the purposes

1 designated:

2 For salaries, support, maintenance, and other
3 operational purposes to pay the costs of the Iowa
4 public employees' retirement system, and for not more
5 than the following full-time equivalent positions:
6 \$ 17,686,968
7 FTEs 90.13

8 Sec. 30. STATE CAPITOL SIDEWALK HEATING —
9 DISCONNECTION. The department of administrative
10 services shall disconnect electricity to the heated
11 sidewalk installed in the entry walkway on the east
12 side of the state capitol building, and shall not
13 reconnect the electricity without the authorization of
14 the general assembly.

15 Sec. 31. Section 8A.111, subsection 4, Code 2011,
16 is amended by striking the subsection.

17 Sec. 32. Section 8A.311, subsection 15, Code 2011,
18 is amended to read as follows:

19 15. a. A bidder awarded, to be considered for an
20 award of a state construction contract, shall disclose
21 to the state agency awarding the contract the names of
22 all subcontractors, and suppliers who will work on the
23 project being bid, within forty-eight hours after the
24 award of the contract published date and time by which
25 bids must submitted.

26 b. A bidder shall not replace a subcontractor or
27 supplier disclosed under paragraph "a" without the
28 approval of the state agency awarding the contract.

29 c. A bidder, prior to an award or who is awarded a
30 state construction contract, shall disclose all of the
31 following, as applicable:

32 b. (1) If a subcontractor named or supplier
33 disclosed under paragraph "a" by a bidder awarded
34 a state construction contract is replaced, or if
35 the reason for replacement and the name of the new
36 subcontractor or supplier.

37 (2) If the cost of work to be done by a
38 subcontractor or supplier is reduced, the bidder shall
39 disclose the name of the new subcontractor or changed
40 or if the replacement of a subcontractor or supplier
41 results in a change in the cost, the amount of the
42 reduced change in cost.

43 Sec. 33. Section 8A.315, subsection 1, paragraph d,
44 Code 2011, is amended by striking the paragraph.

45 Sec. 34. Section 8A.321, subsection 6, Code 2011,
46 is amended to read as follows:

47 6. a. Lease all buildings and office space
48 necessary to carry out the provisions of this
49 subchapter or necessary for the proper functioning of
50 any state agency at the seat of government wherever

1 located throughout the state. For state agencies
2 at the seat of government, the director may lease
3 buildings and office space in Polk county or in a
4 county contiguous to Polk county. If no specific
5 appropriation has been made, the proposed lease
6 shall be submitted to the executive council for
7 approval. The cost of any lease for which no specific
8 appropriation has been made shall be paid from the fund
9 provided in section 7D.29. Additionally, the director
10 shall also develop cooperative relationships with the
11 state board of regents in order to promote colocation
12 of state agencies.

13 *b.* When the general assembly is not in session,
14 the director may request moneys from the executive
15 council for moving state agencies ~~located at the seat~~
16 ~~of government~~ from one location to another. The
17 request may include moving costs, telecommunications
18 costs, repair costs, or any other costs relating to the
19 move. The executive council may approve and shall pay
20 the costs from funds provided in section 7D.29 if it
21 determines the agency or department has no available
22 funds for these expenses.

23 ~~*c.* Coordinate the leasing of buildings and office~~
24 ~~space by state agencies throughout the state and~~
25 ~~develop cooperative relationships with the state board~~
26 ~~of regents in order to promote the colocation of state~~
27 ~~agencies.~~

28 Sec. 35. Section 8A.327, subsection 1, Code 2011,
29 is amended to read as follows:

30 1. A rent revolving fund is created in the state
31 treasury under the control of the department to be used
32 by the department to pay the lease or rental costs of
33 all buildings and office space necessary for the proper
34 functioning of any state agency ~~at the seat of state~~
35 ~~government~~ wherever located throughout the state as
36 provided in section 8A.321, subsection 6, except that
37 this fund shall not be used to pay the rental or lease
38 costs of a state agency which has not received funds
39 budgeted for rental or lease purposes.

40 Sec. 36. Section 8A.361, Code 2011, is amended to
41 read as follows:

42 **8A.361 Vehicle assignment — authority in**
43 **department.**

44 The department shall provide for the assignment of
45 all ~~state-owned~~ motor vehicles to be utilized by all state
46 officers and employees, and to by all state offices,
47 departments, bureaus, and commissions, except the state
48 department of transportation, institutions under the
49 control of the state board of regents, the department
50 for the blind, and any other agencies exempted by law.

1 Sec. 37. Section 8A.362, subsection 4, paragraphs a
2 through c, Code 2011, are amended to read as follows:
3 a. The director shall provide for the purchase
4 of ~~all~~ motor vehicles for all branches of the
5 state government, except the state department of
6 transportation, institutions under the control of the
7 state board of regents, the department for the blind,
8 and any other state agency exempted by law, which are
9 not rented or leased pursuant to section 8A.367. The
10 director shall purchase new vehicles in accordance with
11 competitive bidding procedures for items or services as
12 provided in this subchapter. The director may purchase
13 used or preowned vehicles at governmental or dealer
14 auctions if the purchase is determined to be in the
15 best interests of the state.
16 b. The director, and any other state agency,
17 which for purposes of this subsection includes but is
18 not limited to community colleges and institutions
19 under the control of the state board of regents, or
20 local governmental subdivisions purchasing new motor
21 vehicles, shall purchase new passenger motor vehicles
22 and light trucks, which are not rented or leased
23 pursuant to section 8A.367, so that the average fuel
24 efficiency for the fleet of new passenger vehicles and
25 light trucks purchased in that year equals or exceeds
26 the average fuel economy standard for the vehicles'
27 model year as established by the United States
28 secretary of transportation under 15 U.S.C. § 2002.
29 This paragraph does not apply to vehicles purchased
30 for law enforcement purposes or used for off-road
31 maintenance work, or work vehicles used to pull loaded
32 trailers.
33 c. Not later than June 15 of each year, the
34 director shall report compliance with the corporate
35 average fuel economy standards published by the United
36 States secretary of transportation for ~~new~~ assigned
37 motor vehicles, other than motor vehicles purchased by
38 the state department of transportation, institutions
39 under the control of the state board of regents, the
40 department for the blind, and any other state agency
41 exempted from the requirements of this subsection.
42 The report of compliance shall classify the vehicles
43 purchased assigned for the current vehicle model year
44 using the following categories: passenger automobiles,
45 enforcement automobiles, vans, and light trucks.
46 The director shall deliver a copy of the report to
47 the office of energy independence. As used in this
48 paragraph, "*corporate average fuel economy*" means the
49 corporate average fuel economy as defined in 49 C.F.R.
50 § 533.5.

1 Sec. 38. Section 8A.362, subsections 7 through 9,
2 Code 2011, are amended to read as follows:

3 7. The director may authorize the establishment
4 of motor pools consisting of a number of ~~state-owned~~
5 state-assigned motor vehicles under the director's
6 supervision. The director may store the motor vehicles
7 in a public or private garage. If the director
8 establishes a motor pool, any state officer or employee
9 desiring the use of a ~~state-owned~~ state-assigned motor
10 vehicle on state business shall notify the director
11 of the need for a vehicle within a reasonable time
12 prior to actual use of the motor vehicle. The director
13 may assign a motor vehicle from the motor pool to the
14 state officer or employee, or from the vendor awarded
15 a contract pursuant to section 8A.367. If two or
16 more state officers or employees desire the use of a
17 ~~state-owned~~ state-assigned motor vehicle for a trip to
18 the same destination for the same length of time, the
19 director may assign one vehicle to make the trip.

20 8. The director shall require that a sign be placed
21 on each state-owned motor vehicle in a conspicuous
22 place which indicates its ownership by the state.
23 This requirement shall not apply to motor vehicles
24 requested to be exempt by the director or by the
25 commissioner of public safety. All state-owned motor
26 vehicles shall display registration plates bearing the
27 word "official" except motor vehicles requested to be
28 furnished with ordinary plates by the director or by
29 the commissioner of public safety pursuant to section
30 321.19. The director shall keep an accurate record
31 of the registration plates used on all state-owned
32 motor vehicles. This subsection shall not apply to an
33 assigned vehicle rented or leased pursuant to section
34 8A.367.

35 9. All fuel used in ~~state-owned~~ state-assigned
36 automobiles shall be purchased at cost from the various
37 installations or garages of the state department of
38 transportation, state board of regents, department of
39 human services, or state motor pools throughout the
40 state, unless the state-owned sources for the purchase
41 of fuel are not reasonably accessible. If the director
42 determines that state-owned sources for the purchase of
43 fuel are not reasonably accessible, the director shall
44 authorize the purchase of fuel from other sources. The
45 director may prescribe a manner, other than the use
46 of the revolving fund, in which the purchase of fuel
47 from state-owned sources is charged to the state agency
48 responsible for the use of the motor vehicle. The
49 director shall prescribe the manner in which oil and
50 other normal motor vehicle maintenance for state-owned

1 motor vehicles may be purchased from private sources,
2 if they cannot be reasonably obtained from a state
3 motor pool. The director may advertise for bids and
4 award contracts in accordance with competitive bidding
5 procedures for items and services as provided in
6 this subchapter for furnishing fuel, oil, grease, and
7 vehicle replacement parts for all state-owned motor
8 vehicles. The director and other state agencies, when
9 advertising for bids for gasoline, shall also seek bids
10 for ethanol blended gasoline.

11 Sec. 39. Section 8A.363, subsection 1, Code 2011,
12 is amended to read as follows:

13 1. A state officer or employee shall not use a
14 ~~state-owned~~ state-assigned motor vehicle for personal
15 private use. A state officer or employee shall not be
16 compensated for driving a privately owned motor vehicle
17 unless it is done on state business with the approval
18 of the director. In that case the state officer or
19 employee shall receive an amount to be determined by
20 the director. The amount shall not exceed the maximum
21 allowable under the federal internal revenue service
22 rules per mile, notwithstanding established mileage
23 requirements or depreciation allowances. However, the
24 director may authorize private motor vehicle rates in
25 excess of the rate allowed under the federal internal
26 revenue service rules for state business use of
27 substantially modified or specially equipped privately
28 owned vehicles required by persons with disabilities.
29 A statutory provision establishing reimbursement for
30 necessary mileage, travel, or actual expenses to a
31 state officer falls under the private motor vehicle
32 mileage rate limitation provided in this section
33 unless specifically provided otherwise. Any peace
34 officer employed by the state as defined in section
35 801.4 who is required to use a private motor vehicle
36 in the performance of official duties shall receive
37 the private vehicle mileage rate at the rate provided
38 in this section. However, the director may delegate
39 authority to officials of the state, and department
40 heads, for the use of private vehicles on state
41 business up to a yearly mileage figure established
42 by the director. If a ~~state~~ motor vehicle has been
43 assigned to a state officer or employee, the officer
44 or employee shall not collect mileage for the use of a
45 privately owned motor vehicle unless the ~~state~~ motor
46 vehicle assigned is not usable.

47 Sec. 40. NEW SECTION. 8A.367 State-owned passenger
48 vehicles — disposition and sale — fleet privatization.

49 1. For purposes of this section, "*passenger*
50 *vehicles*" means United States environmental protection

1 agency designated compact sedans, compact wagon,
2 midsize sedans, midsize wagons, full-size sedans,
3 and passenger minivans, and additional vehicle
4 classes determined by the department to be able to be
5 reasonably supported by a private entity for rental or
6 leasing. "*Passenger vehicles*" does not mean utility
7 vehicles, vans other than passenger minivans, fire
8 trucks, ambulances, motor homes, buses, medium-duty and
9 heavy-duty trucks, heavy construction equipment, and
10 other highway maintenance vehicles, vehicles assigned
11 for law enforcement purposes, and any other classes
12 of vehicles of limited application approved by the
13 director of the department of administrative services.

14 2. On or before September 30, 2011, the department
15 shall implement a request for proposal process to enter
16 into a contract for the purpose of state passenger
17 vehicle rental or leasing from a private entity.
18 Prior to awarding a contract, a private entity shall
19 demonstrate the following:

20 a. Existence of sufficient inventory of passenger
21 vehicles within this state to accommodate the needs of
22 the state in assigning passenger vehicles.

23 b. Existence of adequate personnel in any county
24 within the state where rental and leasing activity can
25 be supported to satisfy the terms of the contract in
26 renting or leasing state-assigned vehicles.

27 c. Existence of adequate personnel to facilitate
28 the sale and disposition of the existing state-owned
29 passenger vehicles returned to the department pursuant
30 to subsection 3 or otherwise under the control of the
31 department. Notwithstanding the provisions of section
32 8A.364 to the contrary, proceeds from the sale of
33 motor vehicles as provided by this subsection shall be
34 credited to the fund from which the motor vehicles were
35 purchased.

36 3. By March 1, 2012, the department shall award
37 a vehicle rental or leasing contract to a private
38 entity, and shall assign passenger vehicles for rental
39 or lease pursuant to that contract, to the extent the
40 department determines doing so would be economically
41 feasible and financially advantageous. By March 1,
42 2012, all state-assigned passenger vehicles designated
43 for use by multiple drivers, and located in any county
44 of this state which can support the operation of a
45 private entity for rental and leasing purposes, which
46 the department determines would be suitable for rental
47 or leasing shall be returned to the department for use
48 and disposition as provided in this section.

49 4. Notwithstanding any other provision of state law
50 to the contrary, a private entity awarded a contract

1 pursuant to this section shall not be required to
2 indemnify or hold harmless the state for any liability
3 the state might have to any third party due to the
4 negligence of the state or any of its employees.

5 5. The department shall conduct an ongoing
6 evaluation regarding the economic advantages of
7 renting or leasing state-assigned vehicles versus state
8 ownership of such vehicles, and shall accordingly
9 adjust the number of vehicles subject to the rental and
10 leasing contract pursuant to this section at intervals
11 specified in the contract.

12 Sec. 41. Section 22.3A, subsection 1, paragraph e,
13 Code 2011, is amended to read as follows:

14 e. *"Data processing software"* means an ordered set
15 of instructions or statements that, when executed by
16 a computer, causes the computer to process data, and
17 includes any program or set of programs, procedures,
18 or routines used to employ and control capabilities of
19 computer hardware. As used in this paragraph *"data*
20 *processing software"* includes but is not limited to an
21 operating system, compiler, assembler, utility, library
22 resource, maintenance routine, application, ~~or~~ computer
23 networking program, or the associated documentation.

24 Sec. 42. Section 99D.14, subsection 2, paragraph b,
25 Code 2011, is amended to read as follows:

26 b. Notwithstanding sections 8.60 and 99D.17, the
27 portion of the fee paid pursuant to paragraph "a"
28 relating to the costs of special agents plus any
29 direct and indirect support costs for the agents, for
30 the division of criminal investigation's racetrack
31 activities, shall not be deposited in the general fund
32 of the state but instead shall be deposited into either
33 the gaming enforcement revolving fund established in
34 section 80.43 or the gaming regulatory revolving fund
35 established in section 99F.20, as determined by the
36 department.

37 Sec. 43. Section 99F.10, subsection 4, paragraph b,
38 Code 2011, is amended to read as follows:

39 b. Notwithstanding sections 8.60 and 99F.4, the
40 portion of the fee paid pursuant to paragraph "a"
41 relating to the costs of special agents and officers
42 plus any direct and indirect support costs for the
43 agents and officers, for the division of criminal
44 investigation's excursion gambling boat or gambling
45 structure activities, shall not be deposited in
46 the general fund of the state but instead shall be
47 deposited into either the gaming enforcement revolving
48 fund established in section 80.43 or the gaming
49 regulatory revolving fund established in section
50 99F.20, as determined by the department.

1 Sec. 44. NEW SECTION. **99F.20 Gaming regulatory**
2 **revolving fund.**

3 1. A gaming regulatory revolving fund is created in
4 the state treasury under the control of the department.
5 The fund shall consist of fees collected and deposited
6 into the fund paid by licensees pursuant to section
7 99D.14, subsection 2, paragraph "b", and fees paid
8 by licensees pursuant to section 99F.10, subsection
9 4, paragraph "b". All costs relating to racetrack,
10 excursion boat, and gambling structure regulation shall
11 be paid from the fund as provided in appropriations
12 made for this purpose by the general assembly.

13 2. To meet the department's cash flow needs, the
14 department may temporarily use funds from the general
15 fund of the state to pay expenses in excess of moneys
16 available in the revolving fund if those additional
17 expenditures are fully reimbursable and the department
18 reimburses the general fund of the state and ensures
19 all moneys are repaid in full by the close of the
20 fiscal year. Because any general fund moneys used
21 shall be fully reimbursed, such temporary use of funds
22 from the general fund of the state shall not constitute
23 an appropriation for purposes of calculating the state
24 general fund expenditure limitation pursuant to section
25 8.54.

26 3. Section 8.33 does not apply to any moneys
27 credited or appropriated to the revolving fund from
28 any other fund and, notwithstanding section 12C.7,
29 subsection 2, earnings or interest on moneys deposited
30 in the revolving fund shall be credited to the
31 revolving fund.

32 4. The establishment of the revolving fund pursuant
33 to this section shall not be interpreted in any
34 manner to compromise or impact the accountability
35 of, and limitation of authority with respect to, the
36 department under state law. Any provision applicable
37 to, or responsibility of, the department shall not be
38 altered or impacted by the existence of the fund and
39 shall remain applicable to the same extent as if the
40 department were receiving moneys pursuant to a general
41 fund appropriation.

42 Sec. 45. Section 249A.7, Code 2011, is amended to
43 read as follows:

44 **249A.7 Fraudulent practices — investigations and**
45 **audits — Medicaid fraud account fund.**

46 1. A person who obtains assistance or payments for
47 medical assistance under this chapter by knowingly
48 making or causing to be made, a false statement or a
49 misrepresentation of a material fact or by knowingly
50 failing to disclose a material fact required of an

1 applicant for aid under the provisions of this chapter
2 and a person who knowingly makes or causes to be made,
3 a false statement or a misrepresentation of a material
4 fact or knowingly fails to disclose a material fact
5 concerning the applicant's eligibility for aid under
6 this chapter commits a fraudulent practice.

7 2. The department of inspections and appeals
8 shall conduct investigations and audits as deemed
9 necessary to ensure compliance with the medical
10 assistance program administered under this chapter.
11 The department of inspections and appeals shall
12 cooperate with the department of human services
13 on the development of procedures relating to such
14 investigations and audits to ensure compliance with
15 federal and state single state agency requirements.

16 3. A Medicaid fraud ~~account~~ fund is created ~~in the~~
17 ~~general fund of the state~~ under the authority of the
18 department of inspections and appeals. Moneys from
19 penalties and other amounts received as a result of
20 prosecutions involving the department of inspections
21 and appeals investigations and audits to ensure
22 compliance with the medical assistance program that
23 are not credited to the program may be credited to
24 the ~~account~~ fund. Notwithstanding sections 8.33 and
25 8.39, moneys credited to the ~~account~~ fund shall not
26 revert to any other account or fund and are not subject
27 to transfer except as specifically provided by law.
28 Moneys in the fund shall be used for costs associated
29 with the department of inspections and appeals'
30 efforts to address medical assistance program fraud
31 and abuse and for costs incurred by the department of
32 inspections and appeals or other agencies in providing
33 regulation, responding to allegations, or other
34 activity involving chapter 1350. The department of
35 inspections and appeals and other agencies receiving
36 moneys from the ~~account~~ fund shall provide a joint
37 annual report to the governor and general assembly
38 detailing the expenditures from the ~~account~~ fund and
39 activities performed relating to the expenditures.
40 ~~This subsection is repealed on July 1, 2012. Any~~
41 remaining balance of unencumbered or unallocated moneys
42 in the Medicaid fraud account in existence prior to
43 July 1, 2011, shall not revert but shall be deposited
44 into the Medicaid fraud fund and used as provided in
45 this section.

46 Sec. 46. Section 546.12, Code 2011, is amended by
47 adding the following new subsection:

48 NEW SUBSECTION. 3. The establishment of the
49 revolving fund pursuant to this section shall not be
50 interpreted in any manner to compromise or impact

1 the accountability of, and limitation of authority
2 with respect to, an agency or entity under state law.
3 Any provision applicable to, or responsibility of, a
4 division or office collecting moneys for deposit into
5 the fund established pursuant to this section shall not
6 be altered or impacted by the existence of the fund and
7 shall remain applicable to the same extent as if the
8 division or office were receiving moneys pursuant to a
9 general fund appropriation.

10 Sec. 47. Section 715C.2, subsection 1, Code 2011,
11 is amended to read as follows:

12 1. Any person who owns or licenses computerized
13 data that includes a consumer's personal information
14 that is used in the course of the person's business,
15 vocation, occupation, or volunteer activities and
16 that was subject to a breach of security shall give
17 notice of the breach of security following discovery
18 of such breach of security, or receipt of notification
19 under subsection 2, to any consumer whose personal
20 information was included in the information that was
21 breached. The consumer notification shall be made
22 in the most expeditious manner possible and without
23 unreasonable delay, consistent with the legitimate
24 needs of law enforcement as provided in subsection
25 3, and consistent with any measures necessary to
26 sufficiently determine contact information for the
27 affected consumers, determine the scope of the breach,
28 and restore the reasonable integrity, security, and
29 confidentiality of the data. A person required to
30 provide notice of a breach of security under this
31 section shall also notify the attorney general as to
32 the timing, content, and distribution of the notice
33 to consumers and an approximate number of affected
34 consumers.

35 Sec. 48. REPEAL. 2009 Iowa Acts, chapter 179,
36 section 146, is repealed.

37 Sec. 49. 2009 Iowa Acts, chapter 169, section 4,
38 subsection 2, is amended to read as follows:

39 2. From the moneys appropriated in this section,
40 there is transferred to the department of human rights
41 two hundred fifty thousand dollars for deposit in the
42 individual development account state match fund created
43 in section 541A.7. Notwithstanding other provisions to
44 the contrary in section 541A.3, subsection 1, moneys
45 appropriated to the individual development account
46 state match fund under this subsection ~~shall~~ may be
47 used to provide the state match to account holders
48 affected by a natural disaster occurring in 2008 for
49 which the president of the United States declared a
50 disaster area, and who have a household income that

1 is equal to or less than three hundred percent of the
2 federal poverty level as defined by the most recently
3 revised poverty income guidelines published by the
4 United States department of health and human services.

5 Sec. 50. CODE EDITOR DIRECTIVE. The Code editor
6 is directed to change the words "state-owned" to
7 "state-assigned", to the extent not otherwise changed
8 pursuant to this Act, in Code sections 8A.362, 8A.363,
9 8A.364, and 8A.366.

10 Sec. 51. EFFECTIVE UPON ENACTMENT.

11 1. The section of this division of this Act
12 directing the department of administrative services
13 to disconnect electricity to the heated sidewalk
14 installed at the state capitol building, being deemed
15 of immediate importance, takes effect upon enactment.

16 2. The section of this division of this Act
17 amending 2009 Iowa Acts, chapter 169, section 4, in
18 relation to utilization of moneys appropriated to the
19 individual development account state match fund, being
20 deemed of immediate importance, takes effect upon
21 enactment.

22 3. The section of this Act relating to the
23 continuance of a chapter 28E agreement to conduct
24 inspections between a city with a specified population
25 and the department of inspections and appeals, being
26 deemed of immediate importance, takes effect upon
27 enactment.

28 DIVISION II

29 FY 2012-2013

30 Sec. 52. DEPARTMENT OF ADMINISTRATIVE SERVICES.

31 1. There is appropriated from the general fund of
32 the state to the department of administrative services
33 for the fiscal year beginning July 1, 2012, and ending
34 June 30, 2013, the following amounts, or so much
35 thereof as is necessary, to be used for the purposes
36 designated, and for not more than the following
37 full-time equivalent positions:

38 a. For salaries, support, maintenance, and
39 miscellaneous purposes:

40 \$ 2,105,160
41 FTEs 84.18

42 b. For the payment of utility costs:

43 \$ 1,369,730
44 FTEs 1.00

45 Notwithstanding section 8.33, any excess funds
46 appropriated for utility costs in this lettered
47 paragraph shall not revert to the general fund of the
48 state at the end of the fiscal year but shall remain
49 available for expenditure for the purposes of this
50 lettered paragraph during the succeeding fiscal year.

1 c. For Terrace Hill operations:
 2 \$ 202,957
 3 FTEs 6.88
 4 d. For the I3 distribution account:
 5 \$ 1,664,000
 6 e. For operations and maintenance of the Iowa
 7 building:
 8 \$ 509,093
 9 FTEs 4.00
 10 2. Members of the general assembly serving as
 11 members of the deferred compensation advisory board
 12 shall be entitled to receive per diem and necessary
 13 travel and actual expenses pursuant to section 2.10,
 14 subsection 5, while carrying out their official duties
 15 as members of the board.
 16 3. Any funds and premiums collected by the
 17 department for workers' compensation shall be
 18 segregated into a separate workers' compensation
 19 fund in the state treasury to be used for payment of
 20 state employees' workers' compensation claims and
 21 administrative costs. Notwithstanding section 8.33,
 22 unencumbered or unobligated moneys remaining in this
 23 workers' compensation fund at the end of the fiscal
 24 year shall not revert but shall be available for
 25 expenditure for purposes of the fund for subsequent
 26 fiscal years.
 27 Sec. 53. REVOLVING FUNDS. There is appropriated
 28 to the department of administrative services for the
 29 fiscal year beginning July 1, 2012, and ending June
 30 30, 2013, from the revolving funds designated in
 31 chapter 8A and from internal service funds created
 32 by the department such amounts as the department
 33 deems necessary for the operation of the department
 34 consistent with the requirements of chapter 8A.
 35 Sec. 54. FUNDING FOR IOWACCESS.
 36 1. Notwithstanding section 321A.3, subsection
 37 1, for the fiscal year beginning July 1, 2012, and
 38 ending June 30, 2013, the first \$750,000 collected
 39 and transferred by the department of transportation
 40 to the treasurer of state with respect to the fees
 41 for transactions involving the furnishing of a
 42 certified abstract of a vehicle operating record under
 43 section 321A.3, subsection 1, shall be transferred
 44 to the IowAccess revolving fund for the purposes of
 45 developing, implementing, maintaining, and expanding
 46 electronic access to government records as provided by
 47 law.
 48 2. All fees collected with respect to transactions
 49 involving IowAccess shall be deposited in the IowAccess
 50 revolving fund and shall be used only for the support

1 of IowAccess projects.

2 Sec. 55. STATE EMPLOYEE HEALTH INSURANCE
3 ADMINISTRATION CHARGE. For the fiscal year beginning
4 July 1, 2012, and ending June 30, 2013, the monthly per
5 contract administrative charge which may be assessed by
6 the department of administrative services shall be \$2
7 per contract on all health insurance plans administered
8 by the department.

9 Sec. 56. AUDITOR OF STATE.

10 1. There is appropriated from the general fund of
11 the state to the office of the auditor of state for the
12 fiscal year beginning July 1, 2012, and ending June
13 30, 2013, subject to subsection 3 of this section, the
14 following amount, or so much thereof as is necessary,
15 to be used for the purposes designated, and for not
16 more than the following full-time equivalent positions:

17 For salaries, support, maintenance, and
18 miscellaneous purposes:
19 \$ 407,461
20 FTEs 103.00

21 2. The auditor of state may retain additional
22 full-time equivalent positions as is reasonable and
23 necessary to perform governmental subdivision audits
24 which are reimbursable pursuant to section 11.20
25 or 11.21, to perform audits which are requested by
26 and reimbursable from the federal government, and
27 to perform work requested by and reimbursable from
28 departments or agencies pursuant to section 11.5A
29 or 11.5B. The auditor of state shall notify the
30 department of management, the legislative fiscal
31 committee, and the legislative services agency of the
32 additional full-time equivalent positions retained.

33 Sec. 57. IOWA ETHICS AND CAMPAIGN DISCLOSURE
34 BOARD. There is appropriated from the general fund of
35 the state to the Iowa ethics and campaign disclosure
36 board for the fiscal year beginning July 1, 2012, and
37 ending June 30, 2013, the following amount, or so much
38 thereof as is necessary, for the purposes designated:

39 For salaries, support, maintenance, and
40 miscellaneous purposes, and for not more than the
41 following full-time equivalent positions:
42 \$ 262,500
43 FTEs 5.00

44 Sec. 58. DEPARTMENT OF COMMERCE.

45 1. There is appropriated from the general fund
46 of the state to the department of commerce for the
47 fiscal year beginning July 1, 2012, and ending June 30,
48 2013, the following amounts, or so much thereof as is
49 necessary, for the purposes designated:

50 a. ALCOHOLIC BEVERAGES DIVISION

1 (1) For salaries, support, maintenance, and
 2 miscellaneous purposes, and for not more than the
 3 following full-time equivalent positions:
 4 \$ 685,196
 5 FTEs 23.00
 6 (2) Two of the full-time equivalent positions
 7 authorized pursuant to subparagraph (1) shall
 8 be allocated for purposes associated with the
 9 implementation of 2011 Iowa Acts, House File 617.
 10 b. PROFESSIONAL LICENSING AND REGULATION BUREAU
 11 For salaries, support, maintenance, and
 12 miscellaneous purposes, and for not more than the
 13 following full-time equivalent positions:
 14 \$ 304,677
 15 FTEs 12.00
 16 2. There is appropriated from the department of
 17 commerce revolving fund created in section 546.12
 18 to the department of commerce for the fiscal year
 19 beginning July 1, 2012, and ending June 30, 2013, the
 20 following amounts, or so much thereof as is necessary,
 21 for the purposes designated:
 22 a. BANKING DIVISION
 23 For salaries, support, maintenance, and
 24 miscellaneous purposes, and for not more than the
 25 following full-time equivalent positions:
 26 \$ 4,425,835
 27 FTEs 80.00
 28 b. CREDIT UNION DIVISION
 29 For salaries, support, maintenance, and
 30 miscellaneous purposes, and for not more than the
 31 following full-time equivalent positions:
 32 \$ 863,998
 33 FTEs 19.00
 34 c. INSURANCE DIVISION
 35 (1) For salaries, support, maintenance, and
 36 miscellaneous purposes, and for not more than the
 37 following full-time equivalent positions:
 38 \$ 2,491,622
 39 FTEs 106.50
 40 (2) The insurance division may reallocate
 41 authorized full-time equivalent positions as necessary
 42 to respond to accreditation recommendations or
 43 requirements. The insurance division expenditures
 44 for examination purposes may exceed the projected
 45 receipts, refunds, and reimbursements, estimated
 46 pursuant to section 505.7, subsection 7, including the
 47 expenditures for retention of additional personnel,
 48 if the expenditures are fully reimbursable and the
 49 division first does both of the following:
 50 (a) Notifies the department of management, the

1 legislative services agency, and the legislative fiscal
2 committee of the need for the expenditures.

3 (b) Files with each of the entities named in
4 subparagraph division (a) the legislative and
5 regulatory justification for the expenditures, along
6 with an estimate of the expenditures.

7 d. UTILITIES DIVISION

8 (1) For salaries, support, maintenance, and
9 miscellaneous purposes, and for not more than the
10 following full-time equivalent positions:

11 \$ 4,086,535
12 FTEs 79.00

13 (2) The utilities division may expend additional
14 funds, including funds for additional personnel, if
15 those additional expenditures are actual expenses which
16 exceed the funds budgeted for utility regulation and
17 the expenditures are fully reimbursable. Before the
18 division expends or encumbers an amount in excess of
19 the funds budgeted for regulation, the division shall
20 first do both of the following:

21 (a) Notify the department of management, the
22 legislative services agency, and the legislative fiscal
23 committee of the need for the expenditures.

24 (b) File with each of the entities named in
25 subparagraph division (a) the legislative and
26 regulatory justification for the expenditures, along
27 with an estimate of the expenditures.

28 (3) Notwithstanding sections 8.33 and 476.10 or
29 any other provisions to the contrary, any unencumbered
30 or unobligated balance of the appropriation made in
31 this paragraph for the utilities division or any other
32 operational appropriation made for the fiscal year
33 beginning July 1, 2012, and ending June 30, 2013,
34 that remains unused, unencumbered, or unobligated
35 at the close of the fiscal year shall not revert but
36 shall remain available to be used for purposes of the
37 energy-efficient building project authorized under
38 section 476.10B, or for relocation costs in succeeding
39 fiscal years.

40 3. CHARGES. Each division and the office of
41 consumer advocate shall include in its charges
42 assessed or revenues generated an amount sufficient
43 to cover the amount stated in its appropriation and
44 any state-assessed indirect costs determined by the
45 department of administrative services.

46 Sec. 59. DEPARTMENT OF COMMERCE — PROFESSIONAL
47 LICENSING AND REGULATION BUREAU. There is appropriated
48 from the housing trust fund of the Iowa finance
49 authority created in section 16.181, to the bureau of
50 professional licensing and regulation of the banking

1 division of the department of commerce for the fiscal
2 year beginning July 1, 2012, and ending June 30,
3 2013, the following amount, or so much thereof as is
4 necessary, to be used for the purposes designated:
5 For salaries, support, maintenance, and
6 miscellaneous purposes:
7 \$ 31,159

8 Sec. 60. GOVERNOR AND LIEUTENANT GOVERNOR. There
9 is appropriated from the general fund of the state to
10 the offices of the governor and the lieutenant governor
11 for the fiscal year beginning July 1, 2012, and ending
12 June 30, 2013, the following amounts, or so much
13 thereof as is necessary, to be used for the purposes
14 designated:

15 1. GENERAL OFFICE
16 For salaries, support, maintenance, and
17 miscellaneous purposes for the general office of the
18 governor and the general office of the lieutenant
19 governor, and for not more than the following full-time
20 equivalent positions:
21 \$ 1,081,746
22 FTEs 21.00

23 2. TERRACE HILL QUARTERS
24 For salaries, support, maintenance, and
25 miscellaneous purposes for the governor's quarters
26 at Terrace Hill, and for not more than the following
27 full-time equivalent positions:
28 \$ 34,767
29 FTEs 0.88

30 Sec. 61. GOVERNOR'S OFFICE OF DRUG CONTROL
31 POLICY. There is appropriated from the general fund
32 of the state to the governor's office of drug control
33 policy for the fiscal year beginning July 1, 2012, and
34 ending June 30, 2013, the following amount, or so much
35 thereof as is necessary, to be used for the purposes
36 designated:
37 For salaries, support, maintenance, and
38 miscellaneous purposes, including statewide
39 coordination of the drug abuse resistance education
40 (D.A.R.E.) programs or similar programs, and for not
41 more than the following full-time equivalent positions:
42 \$ 163,022
43 FTEs 8.00

44 Sec. 62. DEPARTMENT OF HUMAN RIGHTS. There is
45 appropriated from the general fund of the state to
46 the department of human rights for the fiscal year
47 beginning July 1, 2012, and ending June 30, 2013, the
48 following amounts, or so much thereof as is necessary,
49 to be used for the purposes designated:
50 1. CENTRAL ADMINISTRATION DIVISION

1 For salaries, support, maintenance, and
 2 miscellaneous purposes, and for not more than the
 3 following full-time equivalent positions:
 4 \$ 103,052
 5 FTEs 7.00
 6 2. COMMUNITY ADVOCACY AND SERVICES DIVISION
 7 For salaries, support, maintenance, and
 8 miscellaneous purposes, and for not more than the
 9 following full-time equivalent positions:
 10 \$ 528,396
 11 FTEs 17.00
 12 3. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION
 13 For salaries, support, maintenance, and
 14 miscellaneous purposes, and for not more than the
 15 following full-time equivalent positions:
 16 \$ 536,946
 17 FTEs 10.00
 18 The criminal and juvenile justice planning advisory
 19 council and the juvenile justice advisory council
 20 shall coordinate their efforts in carrying out their
 21 respective duties relative to juvenile justice.
 22 Sec. 63. DEPARTMENT OF INSPECTIONS AND
 23 APPEALS. There is appropriated from the general fund
 24 of the state to the department of inspections and
 25 appeals for the fiscal year beginning July 1, 2012, and
 26 ending June 30, 2013, the following amounts, or so much
 27 thereof as is necessary, for the purposes designated:
 28 1. ADMINISTRATION DIVISION
 29 For salaries, support, maintenance, and
 30 miscellaneous purposes, and for not more than the
 31 following full-time equivalent positions:
 32 \$ 805,531
 33 FTEs 37.40
 34 2. ADMINISTRATIVE HEARINGS DIVISION
 35 For salaries, support, maintenance, and
 36 miscellaneous purposes, and for not more than the
 37 following full-time equivalent positions:
 38 \$ 276,987
 39 FTEs 23.00
 40 3. INVESTIGATIONS DIVISION
 41 a. For salaries, support, maintenance, and
 42 miscellaneous purposes, and for not more than the
 43 following full-time equivalent positions:
 44 \$ 584,320
 45 FTEs 58.50
 46 b. The department, in coordination with the
 47 investigations division, shall provide a report to
 48 the general assembly by January 10, 2013, concerning
 49 the fiscal impact of additional full-time equivalent
 50 positions on the department's efforts relative to the

1 Medicaid divestiture program under chapter 249F.
2 4. HEALTH FACILITIES DIVISION
3 a. For salaries, support, maintenance, and
4 miscellaneous purposes, and for not more than the
5 following full-time equivalent positions:
6 \$ 1,781,370
7 FTEs 134.75
8 b. The department shall, in coordination with
9 the health facilities division, make the following
10 information available to the public in a timely
11 manner, to include providing the information on the
12 department's internet website, during the fiscal year
13 beginning July 1, 2012, and ending June 30, 2013:
14 (1) The number of inspections conducted by the
15 division annually by type of service provider and type
16 of inspection.
17 (2) The total annual operations budget for the
18 division, including general fund appropriations and
19 federal contract dollars received by type of service
20 provider inspected.
21 (3) The total number of full-time equivalent
22 positions in the division, to include the number of
23 full-time equivalent positions serving in a supervisory
24 capacity, and serving as surveyors, inspectors, or
25 monitors in the field by type of service provider
26 inspected.
27 (4) Identification of state and federal survey
28 trends, cited regulations, the scope and severity of
29 deficiencies identified, and federal and state fines
30 assessed and collected concerning nursing and assisted
31 living facilities and programs.
32 c. It is the intent of the general assembly that
33 the department and division continuously solicit input
34 from facilities regulated by the division to assess and
35 improve the division's level of collaboration and to
36 identify new opportunities for cooperation.
37 5. EMPLOYMENT APPEAL BOARD
38 a. For salaries, support, maintenance, and
39 miscellaneous purposes, and for not more than the
40 following full-time equivalent positions:
41 \$ 21,108
42 FTEs 14.00
43 b. The employment appeal board shall be reimbursed
44 by the labor services division of the department
45 of workforce development for all costs associated
46 with hearings conducted under chapter 91C, related
47 to contractor registration. The board may expend,
48 in addition to the amount appropriated under this
49 subsection, additional amounts as are directly billable
50 to the labor services division under this subsection

1 and to retain the additional full-time equivalent
2 positions as needed to conduct hearings required
3 pursuant to chapter 91C.

4 6. CHILD ADVOCACY BOARD

5 a. For foster care review and the court appointed
6 special advocate program, including salaries, support,
7 maintenance, and miscellaneous purposes, and for not
8 more than the following full-time equivalent positions:
9 \$ 1,397,237
10 FTEs 40.80

11 b. The department of human services, in
12 coordination with the child advocacy board and the
13 department of inspections and appeals, shall submit an
14 application for funding available pursuant to Tit. IV-E
15 of the federal Social Security Act for claims for child
16 advocacy board administrative review costs.

17 c. The court appointed special advocate program
18 shall investigate and develop opportunities for
19 expanding fund-raising for the program.

20 d. Administrative costs charged by the department
21 of inspections and appeals for items funded under this
22 subsection shall not exceed 4 percent of the amount
23 appropriated in this subsection.

24 Sec. 64. DEPARTMENT OF INSPECTIONS AND APPEALS
25 — MUNICIPAL CORPORATION FOOD INSPECTIONS. For the
26 fiscal year beginning July 1, 2012, and ending June 30,
27 2013, the department of inspections and appeals shall
28 retain any license fees generated during the fiscal
29 year as a result of actions under section 137F.3A
30 occurring during the period beginning July 1, 2009, and
31 ending June 30, 2011, for the purpose of enforcing the
32 provisions of chapters 137C, 137D, and 137F.

33 Sec. 65. DEPARTMENT OF INSPECTIONS AND APPEALS —
34 HEALTH CARE FACILITIES INSPECTIONS. Notwithstanding
35 any provision of section 135C.16 to the contrary,
36 inspections of health care facilities that are only
37 state-licensed and not certified under the Medicare
38 or Medicaid programs shall not be inspected by the
39 department of inspections and appeals every thirty
40 months, but only as provided pursuant to sections
41 135C.9 and 135C.38.

42 Sec. 66. DEPARTMENT OF INSPECTIONS AND
43 APPEALS — GENERAL SUPPORT — MEDICAID FRAUD FUND
44 APPROPRIATION. There is appropriated from the Medicaid
45 fraud fund created in section 249A.7 to the department
46 of inspections and appeals for the fiscal year
47 beginning July 1, 2012, and ending June 30, 2013, the
48 following amount, or so much thereof as is necessary,
49 to be used for the purposes designated:
50 For additional health facility surveyors, compliance

1 officers, and residential care facility surveyors:
2 \$ 325,000
3 Sec. 67. DEPARTMENT OF INSPECTIONS AND APPEALS
4 — STATE MATCH REQUIREMENTS — MEDICAID FRAUD FUND
5 APPROPRIATION. There is appropriated from the Medicaid
6 fraud fund created in section 249A.7 to the department
7 of inspections and appeals for the fiscal year
8 beginning July 1, 2012, and ending June 30, 2013, the
9 amounts necessary for the purposes designated:
10 1. To cover the cost of any state match to draw
11 down matching federal funds through the department of
12 human services for additional full-time equivalent
13 positions for conducting investigations of alleged
14 fraud and overpayments of food assistance benefits
15 through electronic benefits transfer.
16 2. For the state financial match requirement
17 for meeting the federal mandates connected with the
18 department's Medicaid fraud and abuse activities, and
19 the amount necessary to cover costs incurred by the
20 department or other agencies in providing regulation,
21 responding to allegations, or other activity involving
22 chapter 1350.
23 Sec. 68. DEPARTMENT OF INSPECTIONS AND APPEALS
24 — LEGISLATIVE IMPLEMENTATION — MEDICAID FRAUD FUND
25 APPROPRIATION. There is appropriated from the Medicaid
26 fraud fund created in section 249A.7 to the department
27 of inspections and appeals for the fiscal year
28 beginning July 1, 2012, and ending June 30, 2013, the
29 following amount, or so much thereof as is necessary,
30 to be used for the purposes designated:
31 For salaries, support, maintenance, miscellaneous
32 purposes, administration, and other costs associated
33 with implementation of 2010 Iowa Acts, chapter 1177:
34 \$ 125,000
35 Sec. 69. RACING AND GAMING COMMISSION.
36 1. RACETRACK REGULATION
37 There is appropriated from the gaming regulatory
38 revolving fund established in section 99F.20 to the
39 racing and gaming commission of the department of
40 inspections and appeals for the fiscal year beginning
41 July 1, 2012, and ending June 30, 2013, the following
42 amount, or so much thereof as is necessary, to be used
43 for the purposes designated:
44 For salaries, support, maintenance, and
45 miscellaneous purposes for the regulation of
46 pari-mutuel racetracks, and for not more than the
47 following full-time equivalent positions:
48 \$ 1,255,720
49 FTEs 28.53
50 2. EXCURSION BOAT AND GAMBLING STRUCTURE REGULATION

1 There is appropriated from the gaming regulatory
2 revolving fund established in section 99F.20 to the
3 racing and gaming commission of the department of
4 inspections and appeals for the fiscal year beginning
5 July 1, 2012, and ending June 30, 2013, the following
6 amount, or so much thereof as is necessary, to be used
7 for the purposes designated:

8 For salaries, support, maintenance, and
9 miscellaneous purposes for administration and
10 enforcement of the excursion boat gambling and gambling
11 structure laws, and for not more than the following
12 full-time equivalent positions:

13 \$ 1,539,050
14 FTEs 44.22

15 Sec. 70. ROAD USE TAX FUND APPROPRIATION —
16 DEPARTMENT OF INSPECTIONS AND APPEALS. There is
17 appropriated from the road use tax fund created in
18 section 312.1 to the administrative hearings division
19 of the department of inspections and appeals for the
20 fiscal year beginning July 1, 2012, and ending June 30,
21 2013, the following amount, or so much thereof as is
22 necessary, for the purposes designated:

23 For salaries, support, maintenance, and
24 miscellaneous purposes:
25 \$ 811,949

26 Sec. 71. DEPARTMENT OF MANAGEMENT.

27 1. There is appropriated from the general fund
28 of the state to the department of management for the
29 fiscal year beginning July 1, 2012, and ending June 30,
30 2013, the following amounts, or so much thereof as is
31 necessary, to be used for the purposes designated:

32 For salaries, support, maintenance, and
33 miscellaneous purposes, and for not more than the
34 following full-time equivalent positions:
35 \$ 1,081,999
36 FTEs 25.00

37 2. Of the moneys appropriated in this section, the
38 department shall use a portion for enterprise resource
39 planning, providing for a salary model administrator,
40 conducting performance audits, and for the department's
41 LEAN process.

42 Sec. 72. ROAD USE TAX APPROPRIATION — DEPARTMENT
43 OF MANAGEMENT. There is appropriated from the road use
44 tax fund created in section 312.1 to the department
45 of management for the fiscal year beginning July 1,
46 2012, and ending June 30, 2013, the following amount,
47 or so much thereof as is necessary, to be used for the
48 purposes designated:

49 For salaries, support, maintenance, and
50 miscellaneous purposes:

1 \$ 28,000
2 Sec. 73. DEPARTMENT OF REVENUE.
3 1. There is appropriated from the general fund
4 of the state to the department of revenue for the
5 fiscal year beginning July 1, 2012, and ending June 30,
6 2013, the following amounts, or so much thereof as is
7 necessary, to be used for the purposes designated:
8 For salaries, support, maintenance, and
9 miscellaneous purposes, and for not more than the
10 following full-time equivalent positions:
11 \$ 8,902,730
12 FTEs 303.48
13 2. Of the funds appropriated pursuant to this
14 section, \$400,000 shall be used to pay the direct
15 costs of compliance related to the collection and
16 distribution of local sales and services taxes imposed
17 pursuant to chapters 423B and 423E.
18 3. The director of revenue shall prepare and issue
19 a state appraisal manual and the revisions to the
20 state appraisal manual as provided in section 421.17,
21 subsection 17, without cost to a city or county.
22 Sec. 74. MOTOR VEHICLE FUEL TAX
23 APPROPRIATION. There is appropriated from the motor
24 fuel tax fund created by section 452A.77 to the
25 department of revenue for the fiscal year beginning
26 July 1, 2012, and ending June 30, 2013, the following
27 amount, or so much thereof as is necessary, to be used
28 for the purposes designated:
29 For salaries, support, maintenance, miscellaneous
30 purposes, and for administration and enforcement of the
31 provisions of chapter 452A and the motor vehicle use
32 tax program:
33 \$ 652,888
34 Sec. 75. SECRETARY OF STATE.
35 1. There is appropriated from the general fund of
36 the state to the office of the secretary of state for
37 the fiscal year beginning July 1, 2012, and ending June
38 30, 2013, the following amounts, or so much thereof as
39 is necessary, to be used for the purposes designated:
40 For salaries, support, maintenance, and miscellaneous
41 purposes, and for not more than the following full-time
42 equivalent positions:
43 \$ 1,447,793
44 FTEs 45.00
45 2. The state department or state agency which
46 provides data processing services to support voter
47 registration file maintenance and storage shall provide
48 those services without charge.
49 Sec. 76. SECRETARY OF STATE FILING FEES REFUND.
50 Notwithstanding the obligation to collect fees pursuant

1 to the provisions of section 490.122, subsection 1,
2 paragraphs "a" and "s", and section 504.113, subsection
3 1, paragraphs "a", "c", "d", "j", "k", "l", and
4 "m", for the fiscal year beginning July 1, 2012, the
5 secretary of state may refund these fees to the filer
6 pursuant to rules established by the secretary of
7 state. The decision of the secretary of state not to
8 issue a refund under rules established by the secretary
9 of state is final and not subject to review pursuant
10 to chapter 17A.

11 Sec. 77. TREASURER.

12 1. There is appropriated from the general fund of
13 the state to the office of treasurer of state for the
14 fiscal year beginning July 1, 2012, and ending June 30,
15 2013, the following amount, or so much thereof as is
16 necessary, to be used for the purposes designated:

17 For salaries, support, maintenance, and
18 miscellaneous purposes, and for not more than the
19 following full-time equivalent positions:
20 \$ 427,145
21 FTEs 28.80

22 2. The office of treasurer of state shall supply
23 clerical and secretarial support for the executive
24 council.

25 Sec. 78. ROAD USE TAX APPROPRIATION — OFFICE
26 OF TREASURER OF STATE. There is appropriated from
27 the road use tax fund created in section 312.1 to
28 the office of treasurer of state for the fiscal year
29 beginning July 1, 2012, and ending June 30, 2013, the
30 following amount, or so much thereof as is necessary,
31 to be used for the purposes designated:

32 For enterprise resource management costs related to
33 the distribution of road use tax funds:
34 \$ 46,574

35 Sec. 79. IPERS — GENERAL OFFICE. There is
36 appropriated from the Iowa public employees' retirement
37 system fund to the Iowa public employees' retirement
38 system for the fiscal year beginning July 1, 2012, and
39 ending June 30, 2013, the following amount, or so much
40 thereof as is necessary, to be used for the purposes
41 designated:

42 For salaries, support, maintenance, and other
43 operational purposes to pay the costs of the Iowa
44 public employees' retirement system, and for not more
45 than the following full-time equivalent positions:
46 \$ 8,843,484
47 FTEs 90.13